

REMARKS

The Ex parte Quayle Office Action of December 15, 2004 indicated that the claims are allowable, to the extent the claims are within the scope of the elected and searched subject matter.

Applicant, acting through the undersigned attorney has now amended the claims to exclude non-elected subject matter.

The claims were also amended, as applicable, to correct an inadvertent or typographic error in the definition of the variable R_5 . Specifically, the former definition of R_5 as “ OCH_2OR_6 or OCH_2OCOR_6 ” is in error because this would result on a peroxide linkage within the corresponding carboxylic ester group. The specification does not describe the preparation of such “peroxide” esters. The correct definition of R_5 in this regard is “ CH_2OR_6 or CH_2OCOR_6 ” and is now reflected in the amended claims. Because the corrected groups comprise esters of the corresponding compounds, these ester compounds can be readily prepared by a person of ordinary skill in the art based on the disclosure of this application. A similar typographic or inadvertent error appeared in, for example, application serial number 10/341,837 (now United States Patent No. 6,759,547) in which the Examiner in charge of that case clearly recognized the inadvertent or clerical nature of the error and corrected it by examiner’s amendment, specifically stating that the correction did not involve new matter.

In light of the foregoing the application is in *prima facie* allowable condition and its early allowance is respectfully requested. In the event the Examiner is of the opinion that a telephone conference with the undersigned attorney would materially facilitate the final disposition of this case, she is

respectfully requested to telephone the undersigned attorney at the below listed telephone number.

Respectfully submitted,

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